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APR 19 2007

In re Application of : **OFFICE OF PETITIONS**
Figuredo, et al. : DECISION REFUSING STATUS
Application No. 09/312,922 : UNDER 37 CFR 1.47(a)
Filed: May 17, 1999 :
Atty. Dkt. No.: ICOM-00401 :
For: SYSTEM FOR TRANSMITTING :
VIDEO IMAGES OVER A COMPUTER :
NETWORK TO A REMOTE RECEIVER :

This decision is in response to the renewed petition under 37 CFR 1.47(a) filed March 2, 2007.


The petition under 37 CFR 1.47(a) is **DISMISSED**.

Petitioners are given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted herein. The reply under 37 CFR 1.47(a) may include an oath or declaration executed by the non-signing inventors. Any extensions of time will be governed by 37 CFR 1.136(a).

The above-identified application was filed without an executed oath or declaration. Accordingly, a Notice to File Missing Parts of Nonprovisional Application (Notice) was mailed June 14, 1999. The Notice required a surcharge and an executed oath or declaration.

A grantable petition under 37 CFR 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor.

The instant petition fails to satisfy requirement (2) set forth above. The declaration submitted herewith is unacceptable as it fails to identify the entire inventive entity, identifying only two joint inventors when Office records indicate an inventive entity of six individuals.

the undersigned at

 Alesia M. Brown
 Petitions Attorney
 Office of Petitions